

Brooks	Mauzy
Christie	McKool
Connally	Moore
Creighton	Patman
Grover	Ratliff
Harrington	Schwartz
Harris	Sherman
Herring	Snelson
Hightower	Wallace
Jordan	Watson
Kennard	Wilson
Kothmann	Word

Absent—Excused

Hall

Report of Standing Committee

By unanimous consent, Senator Ratliff submitted the following report for the Committee on County, District and Urban Affairs:

S. B. No. 921 (Floor Report).

Memorial Resolutions

S. R. No. 969—By Senator Kothmann: Memorial resolution for Arthur G. Randol.

S. R. No. 972—By Senator Watson: Memorial resolution for Mrs. Otho (Ruth) Kaiser.

S. R. No. 973—By Senator Watson: Memorial resolution for Clint N. Knight.

S. R. No. 974—By Senator Watson: Memorial resolution for Mrs. Floyd W. Kelley.

S. R. No. 975—By Senator Watson: Memorial resolution for Claudie Lee Clem.

S. R. No. 977—By Senator Blanchard: Memorial resolution for Mrs. J. W. "Sallie" Lemon.

S. R. No. 978—By Senator Blanchard: Memorial resolution for Henry Gilbert Burchett, Sr.

Welcome and Congratulatory Resolutions

S. R. No. 970—By Senator Herring: Extending appreciation to the Secretaries of America during "Secretaries' Week," April 18-24.

S. R. No. 971—By Senator Watson: Extending welcome to Bobby Donaldson.

S. R. No. 976—By Senator Watson: Extending commendation to Mrs. Elton (Margaret) Graham on her appointment to the position of Curator of Archaeology at Strecker Museum.

Recess

On motion of Senator Aikin the Senate at 12:05 o'clock p.m. took recess until 9:30 o'clock a.m. tomorrow.

APPENDIX**Sent to Governor**

April 15, 1971

S. C. R. No. 75.

S. C. R. No. 73.

S. C. R. No. 77.

S. C. R. No. 72.

S. B. No. 31.

FIFTY-FIFTH DAY

(Continued)

(Friday, April 16, 1971)

After Recess

The Senate met at 9:30 o'clock a.m., and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Hightower
Bates	Jordan
Beckworth	Kennard
Bernal	Kothmann
Blanchard	Mauzy
Bridges	McKool
Brooks	Moore
Christie	Patman
Connally	Schwartz
Creighton	Sherman
Grover	Wallace
Hall	Watson
Harrington	Wilson
Harris	Word
Herring	

Absent—Excused

Ratliff Snelson

Reverend W. H. Townsend, Chaplain, offered the invocation.

Leaves of Absence

Senator Ratliff was granted leave of absence for today on account of important business on motion of Senator Aikin.

Senator Snelson was granted leave of absence for today on account of important business on motion of Senator Sherman.

Message From the House

Hall of the House of Representatives

Austin, Texas,
April 16, 1971.

Hon. Ben Barnes, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

S. C. R. No. 79, Requesting the Governor to declare the present drouth a grave public calamity, and for other purposes. Committee appointed pursuant to S. C. R. No. 79: Carrillo, Chairman; Longoria, Holmes of Hood, Poerner, Von Dohlen, Heatly, Clayton.

H. B. No. 166, A bill to be entitled "An Act relating to the establishment of a schedule of abused drugs by the State Board of Pharmacy and the dispensing of abused drugs; amending Chapter 425, Acts of the 56th Legislature, Regular Session, 1959, as amended (Article 726d, Vernon's Texas Penal Code), by adding a new Section 16; and declaring an emergency."

H. B. No. 514, A bill to be entitled "An Act relating to regulations governing the absence of faculty members of state-supported colleges and universities; and declaring an emergency."

H. B. No. 516, A bill to be entitled "An Act defining the term 'eligible city' as any incorporated city which owns and operates any portion of a toll bridge over the Rio Grande River; authorizing each eligible city to acquire, purchase, construct, improve, enlarge, equip, operate, and maintain property, buildings, structures, activities, or other facilities for any public purpose; authorizing each eligible city to issue revenue bonds for pub-

lic purposes; providing the terms, conditions, payment, and security of said revenue bonds, and liens, pledges, and encumbrances in connection therewith; providing for refunding bonds, enacting other provisions relating to the subject; prescribing a severability provision; and declaring an emergency."

H. B. No. 519, A bill to be entitled "An Act relating to the abolition and subdivision of common school districts; amending Section 19.401, Texas Education Code; and declaring an emergency."

H. B. No. 754, A bill to be entitled "An Act relating to the authority of commissioners courts to regulate certain real estate subdivisions; amending Subsection (b), Section 1, Chapter 151, Acts of the 52nd Legislature, 1951 (Article 2372k, Vernon's Texas Civil Statutes); and declaring an emergency."

H. B. No. 581, A bill to be entitled "An Act making a supplemental appropriation to the Board of Architectural Examiners; increasing the salary of the Executive Secretary; and declaring an emergency."

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Reports of Standing Committees

By unanimous consent, Senator Watson submitted the following reports for the Committee on Environment:

S. B. No. 719 (Amended).

S. B. No. 800

S. B. No. 833 (Amended).

By unanimous consent, Senator Bates submitted the following reports for the Committee on Transportation:

S. B. No. 478 (Floor Report).

S. B. No. 316 (Floor Report).

By unanimous consent, Senator Hall submitted the following report for the Committee on County, District and Urban Affairs:

H. B. No. 175 (Floor Report).

Bills and Resolutions Signed

The President signed in the presence of the Senate after the caption had been read, the following enrolled bills and resolutions:

H. B. No. 63.
 H. B. No. 146.
 H. B. No. 494.
 H. B. No. 496.
 H. B. No. 555.
 H. B. No. 32.
 H. B. No. 226.
 H. B. No. 302.
 H. B. No. 368.
 H. B. No. 378.
 H. B. No. 420.
 H. B. No. 722.
 H. B. No. 926.
 H. C. R. No. 70.
 S. C. R. No. 78.
 S. C. R. No. 74.
 S. B. No. 27.
 S. B. No. 64.

Senate Resolution 987

Senator Blanchard offered the following resolution:

Whereas, April 17 marks the thirtieth (39th) birthday of the Senator from Nueces; and

Whereas, Ronald W. Bridges was born April 17, 1932, in Breckenridge, Texas, of Vivian Ozelle Conlee Bridges and LeRoy Knox Bridges; and

Whereas, His family soon thereafter moved to Corpus Christi, Texas, and to this day reside in this beautiful community by the sea; and

Whereas, This community elected Ronald W. Bridges State Representative at the early age of twenty-five (25); and

Whereas, The Senator has diligently served four terms as State Representative from Nueces, and will soon complete his first term as State Senator from District 20; and

Whereas, Ronald W. Bridges has dedicated his life to serving the people of Texas and more particularly the citizens of District 20; and

Whereas, All citizens of the State of Texas can take pride in such a man of superb accomplishment and dedication; and

Whereas, The Senator's staff and Senate colleagues wish to do homage to this man and his abilities; now, therefore, be it

Resolved, That the Senate of the State of Texas by this Resolution express its admiration for Senator Ronald W. Bridges, and join with him in celebrating his birthday; and be it further

Resolved, That a copy of this Resolution be prepared for the Senator from Nueces commemorating this occasion.

BLANCHARD
 BROOKS
 BERNAL
 KOTHMANN
 JORDAN
 KENNARD
 WALLACE
 CREIGHTON

Signed—Lieutenant Governor Ben Barnes; Aikin, Bates, Beckworth, Christie, Connally, Grover, Hall, Harrington, Harris, Herring, Hightower, Mauzy, McKool, Moore, Patman, Ratliff, Schwartz, Sherman, Snelson, Watson, Wilson, and Word.

The resolution was read.

On motion of Senator Blanchard and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Blanchard the resolution was adopted.

Senate Resolution 988

Senator Blanchard offered the following resolution:

Whereas, The members of the Texas Senate take this opportunity to congratulate our respected and distinguished Lieutenant Governor Ben Barnes on the occasion of his 33rd birthday; and

Whereas, Ben Barnes, the 37th Lieutenant Governor of Texas, was born in Gorman, Texas on April 17, 1938; he attended Tarleton State College and Texas Christian University before entering the University of Texas where he studied business and law; and

Whereas, The success of this dynamic young man has been nothing less than spectacular; he was elected to the Texas House of Representa-

tives at the age of 22; while a member of the House, he served two terms as Speaker; at the age of 30 he became the youngest man in the State's history to serve as Lieutenant Governor; and

Whereas, His leadership is recognized not only in Texas, but throughout the United States; he has served as president of the National Legislative Conference; he is on the executive committee of the Council of State Governments and is a past chairman of its Southern Conference; he served on President Lyndon Johnson's Advisory Commission on Intergovernmental Relations; and

Whereas, He has represented the United States internationally on several occasions; in 1968, he was the United States representative for the Department of State at the Committee on Agriculture of the United Nations Economic Commission for Europe; he later represented that department again at the North Atlantic Treaty Organization Civil Defense Committee Conference in Brussels; he is a member of the Board of Directors of the Texas Partners of the Alliance with Peru; and

Whereas, Other significant honors he has received include his selection as one of five outstanding young Texans by the Junior Chamber of Commerce in 1965; he has received honorary degrees of Doctor of Laws from McMurry College, Texas Technical College, and St. Edwards University; he was also recently named one of the ten outstanding young men in America by the United States Junior Chamber of Commerce; now, therefore, be it

Resolved, That the Senate of the 62nd Legislature pay tribute to Lieutenant Governor Ben Barnes for his dedicated service to his State and his Country; and be it further

Resolved, That the Senate express our sincere wish for a happy birthday on April 17, and for many more in the future.

BLANCHARD
CONNALLY
HARRIS
HIGHTOWER
GROVER
McKOOL

Signed—Aikin, Bates, Beckworth, Bernal, Bridges, Brooks, Christie, Creighton, Hall, Harrington, Herring, Jordan, Kennard, Kothmann, Mauzy, Moore, Patman, Ratliff, Schwartz,

Sherman, Snelson, Wallace, Watson, Wilson, and Word.

The resolution was read.

On motion of Senator Blanchard and by unanimous consent, the names of the Lieutenant Governor and Senators were added to the resolution as signers thereof.

On motion of Senator Blanchard the resolution was adopted.

Committee Substitute Senate Bill 11 on Second Reading

On motion of Senator Aikin and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to engrossment:

C. S. S. B. No. 11, A bill to be entitled "An Act appropriating money for the support of the Judicial, Executive and Legislative Branches of the State Government, for the construction of State buildings, and for State aid to public junior colleges, for the two-year period beginning September 1, 1971, and ending August 31, 1973; authorizing and prescribing conditions, limitations, rules and procedures for allocating and expending the appropriated funds; and declaring an emergency."

The bill was read second time.

Pending discussion by Senator Aikin of the bill, Senator McKool occupied the Chair.

(President in Chair.)

Senator Herring offered the following amendment to the bill:

Amend the Committee Substitute for Senate Bill No. 11 by adding a new Article following Article V to be numbered Article V-a, to read as follows:

"Article V-a

"In addition to the amounts appropriated for salaries of classified positions in Articles I, II and III, and to the Central Education Agency and the Special Schools for the Blind and Deaf in Article IV of this Act there are hereby appropriated, out of the

General Revenue Fund and such special funds as may be necessary, sufficient amounts to provide, in lieu of the salaries provided in the Clas-

sification Salary Schedule listed in Article V of this Act, salaries in accordance with the following Revised Classification Salary Schedules:

**"Revised Classification Salary Schedule for the Year
Beginning September 1, 1971**

Salary Group	Step						
	1	2	3	4	5	6	7
2	4320	4464	4608	4764	4920	5088	5256
3	4608	4764	4920	5088	5256	5436	5616
4	4920	5088	5256	5436	5616	5808	6000
5	5256	5436	5616	5808	6000	6204	6408
6	5616	5808	6000	6204	6408	6624	6852
7	6000	6204	6408	6624	6852	7080	7320
8	6624	6852	7080	7320	7560	7812	8076
9	7080	7320	7560	7812	8076	8352	8628
10	7560	7812	8076	8352	8628	8916	9216
11	8076	8352	8628	8916	9216	9528	9840
12	8682	8916	9216	9528	9840	10176	10512
13	9528	9840	10176	10512	10872	11232	11616
14	10176	10512	10872	11232	11616	12000	12408
15	10872	11232	11616	12000	12408	12816	13248
16	11616	12000	12408	12816	13248	13692	14148
17	12408	12816	13248	13692	14148	14628	15108
18	13692	14148	14628	15108	15624	16140	16692
19	14628	15108	15624	16140	16692	17244	17832
20	15624	16140	16692	17244	17832	18420	19009
21	16692	17244	17832	18420	19046	19694	20364

**"Revised Classification Salary Schedule for the Year
Beginning September 1, 1972**

Salary Group	Step						
	1	2	3	4	5	6	7
2	4608	4764	4920	5088	5256	5436	5616
3	4920	5088	5256	5436	5616	5808	6000
4	5256	5436	5616	5808	6000	6204	6408
5	5616	5808	6000	6204	6408	6624	6852
6	6000	6204	6408	6624	6852	7080	7320
7	6408	6624	6852	7080	7320	7560	7812
8	7080	7320	7560	7812	8076	8352	8628
9	7560	7812	8076	8352	8628	8916	9216
10	8076	8352	8682	8916	9216	9528	9840
11	8628	8916	9216	9528	9840	10176	10512
12	9216	9528	9840	10176	10512	10872	11232
13	10176	10512	10872	11232	11616	12000	12408
14	10872	11232	11616	12000	12408	12816	13248
15	11616	12000	12408	12816	13248	13692	14148
16	12408	12816	13248	13692	14148	14628	15108
17	13248	13692	14148	14628	15108	15624	16140
18	14628	15108	15624	16140	16692	17244	17832

19	15624	16140	16692	17244	17832	18420	19046
20	16692	17244	17832	18420	19046	19694	20364
21	17832	18420	19046	19694	20364	21056	21772

"The amounts of such appropriations made herein are estimated as follows:

"For the Years Ending
August 31, 1972 August 31, 1973

General Revenue Fund.....	\$11,200,000	\$15,700,000
Other Funds	\$18,300,000	25,600,000
Total, estimated.....	\$29,500,000	\$41,300,000"

HERRING
KOTHMANN
BERNAL
HARRINGTON

The amendment was read.

Senator Aikin moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table was lost by the following vote:

Yeas—9

Aikin	Moore
Christie	Schwartz
Creighton	Sherman
Harris	Word
Hightower	

Nays—19

Bates	Jordan
Beckworth	Kennard
Bernal	Kothmann
Bridges	Mauzy
Brooks	McKool
Connally	Patman
Grover	Wallace
Hall	Watson
Harrington	Wilson
Herring	

Absent

Blanchard

Absent—Excused

Ratliff Snelson

Question recurring on the adoption of the amendment, "Yeas" and "Nays" were demanded.

The amendment was adopted by the following vote:

Yeas—21

Bates	Beckworth
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Bernal	Kennard
Blanchard	Kothmann
Bridges	Mauzy
Brooks	McKool
Connally	Patman
Grover	Schwartz
Hall	Wallace
Harrington	Watson
Herring	Wilson
Jordan	

Nays—8

Aikin	Hightower
Christie	Moore
Creighton	Sherman
Harris	Word

Absent—Excused

Ratliff Snelson

Senator Aikin offered the following amendment to the bill:

Amend Committee Substitute for S. B. 11, Article IV, Section 1, Item 24, Page 5, by striking out the two (2) paragraphs immediately below the figure \$706,527,000 and substituting in lieu thereof the following:

There is hereby appropriated for the biennium ending August 31, 1973 all moneys allocated to the Foundation School Fund by Senate Bill No. 117, Chapter 335, Acts of the Fifty-first Legislature, Regular Session, 1949 (Article 7083a, Section 2 (4-a), Vernon's Civil Statutes), as amended, and any balances remaining in the Foundation School Fund at the end of each fiscal year, to pay the State's part of the Foundation School Program as provided for in the Texas Education Code (House Bill No. 534, Chapter 889, Acts of Sixty-first Leg-

islature, Regular Session, 1969), as amended by Acts of the Sixty-second Legislature, and as further provided for in enactments and amendments in Senate Bill No. 80, Chapter 260, Acts of Fifty-seventh Legislature, Regular Session, 1961; House Bill No. 87, Acts of Fifty-eighth Legislature, Regular Session, 1963, as amended; Senate Bill No. 149, Acts of Fifty-ninth Legislature, Regular Session, 1965; House Bill No. 240, Chapter 872; House Bill No. 161, Chapter 870; Senate Bill No. 112, Chapter 95; House Bill No. 705, Chapter 510; Senate Bill No. 851, Chapter 737; House Bill No. 434, Chapter 613; House Bill No. 613; Chapter 879; Senate Bill No. 35, Chapter 17; Senate Bill No. 230, Chapter 863; House Bill No. 897; Chapter 882; House Bill No. 263, Chapter 873, and Senate Bill No. 684, Chapter 866, Acts of the Sixty-first Legislature, Regular Session, 1969, and House Bill No. 21, Chapter 44, and House Bill No. 22, Chapter 45, Acts of the Sixty-first Legislature, Second Called Session, 1969.

There is specifically appropriated out of any moneys in the General Revenue Fund not otherwise appropriated the amount necessary to pay the full amounts contemplated and provided by Senate Bill No. 117, Chapter 335, Acts of the Fifty-first Legislature, Regular Session, 1949, as amended, should there be insufficient money in the Fund created by said Senate Bill No. 117, supra, to carry out in full the purposes and provisions of Senate Bill No. 117, supra, and the Foundation Program as provided for in the Texas Education Code, as enacted and amended by Acts of the Sixty-second Legislature, and as further provided for in enactments and amendments in Senate Bill No. 80, Chapter 260, Acts of Fifty-seventh Legislature, Regular Session, 1961; House Bill No. 87, Acts of Fifty-eighth Legislature, Regular Session, 1963, as amended; Senate Bill No. 149, Acts of Fifty-ninth Legislature, Regular Session, 1965; House Bill No. 240, Chapter 872; House Bill No. 161, Chapter 870; Senate Bill No. 112, Chapter 95; House Bill No. 705, Chapter 510; Senate Bill No. 851, Chapter 737; House Bill No. 434, Chapter 613; House Bill No. 613, Chapter 879; Senate Bill No. 35, Chapter 17; Senate Bill No. 230, Chapter 863; House Bill No. 897, Chapter 882; House Bill No. 263, Chapter 873, and Senate Bill No. 684, Chapter 866, Acts of the Sixty-

first Legislature, Regular Session, 1969, and House Bill No. 21, Chapter 44, and House Bill No. 22, Chapter 45, Acts of the Sixty-first Legislature, Second Called Session, 1969.

The amendment was read and was adopted.

Senator Schwartz offered the following amendment to the bill:

Amend the Committee Substitute for S. B. 11 by striking Item 9 and Item 10 on page IV-16 and IV-17 and changing the totals shown under "Subtotals, Administration and Loan Program" accordingly.

The amendment was read.

Senator Brooks moved to table the amendment.

Question on the motion to table, "Yeas" and "Nays" were demanded.

The motion to table prevailed by the following vote:

Yeas—24

Aikin	Harris
Bates	Herring
Beckworth	Hightower
Bernal	Jordan
Bridges	Kennard
Brooks	Kothmann
Christie	McKool
Connally	Moore
Creighton	Sherman
Grover	Watson
Hall	Wilson
Harrington	Word

Nays—5

Blanchard	Schwartz
Mauzy	Wallace
Patman	

Absent—Excused

Ratliff	Snelson
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Senator Schwartz offered the following amendment to the bill:

Amend the Committee Substitute for Senate Bill 11 by adding the following language at the end of the present riders on page IV-17 therein:

Any monies expended under item 9 or item 10 herein must be expended under a contract with the receiving institution which contains a provision that the amount of aid calculated to be paid for each Texas student en-

rolled therein be calculated under the direction of the University of Texas Board of Regents and certified by that Body as being an equal amount to that expended by the State for students pursuing the same degrees in Public facilities.

The amendment was read and was adopted.

Record of Vote

Senator Brooks asked to be recorded as voting "Nay" on the adoption of the amendment.

The bill as amended was passed to engrossment.

Record of Vote

Senator Grover asked to be recorded as voting "Nay" on the passage of the bill to engrossment.

Committee Substitute

Senate Bill 11 on Third Reading

Senator Aikin moved that the Constitutional Rule and Senate Rule 30 requiring bills to be read on three several days be suspended and that C. S. S. B. No. 11 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—28

Aikin	Hightower
Bates	Jordan
Beckworth	Kennard
Bernal	Kothmann
Bridges	Mauzy
Brooks	McKool
Christie	Moore
Connally	Patman
Creighton	Schwartz
Grover	Sherman
Hall	Wallace
Harrington	Watson
Harris	Wilson
Herring	Word

Nays—1

Blanchard

Absent—Excused

Ratliff

Snelson

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

Record of Votes

Senators Blanchard and Grover asked to be recorded as voting "Nay" on the final passage of the bill.

Memorial Resolutions

S. R. No. 986—By Senator Blanchard: Memorial resolution for Sergeant Kenneth Lee Boykin.

S. R. No. 989—By Senators Creighton and Kennard: Memorial resolution for Judge Marvin B. Simpson, Jr.

Welcome and Congratulatory Resolutions

S. R. No. 981—By Senator Watson: Extending welcome to Dr. Jose Gamma Rodarte, et al.

S. R. No. 982—By Senator Watson: Extending welcome to Ted C. Lucenay.

S. R. No. 983—By Senator Kothmann: Extending welcome to Principal and Fifth Grade Classes of Otto Pfeiffer Elementary School of San Antonio.

S. R. No. 984—By Senator McKool: Extending commendation to Robert T. Hill Junior High School students who excelled in the Dallas Junior High School Vocal Ensemble Contest.

S. R. No. 985—By Senator Blanchard: Extending congratulations to Mrs. Jerry Brown, Outstanding Clubwoman, Texas Federation of Women's clubs.

Adjournment

On motion of Senator Aikin the Senate at 11:28 o'clock a.m. adjourned until 11:00 o'clock a.m. Monday, April 19, 1971.

APPENDIX

Sent to Governor

April 16, 1971

S. C. R. No. 78.

S. C. R. No. 74.

S. B. No. 27.

S. B. No. 64.